

Message Text

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ORIGIN EB-07

INFO OCT-01 EA-06 ISO-00 CAB-02 CIAE-00 COME-00 DODE-00

DOTE-00 INR-07 NSAE-00 RSC-01 FAA-00 SS-15 NSC-05 L-02

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DRAFTED BY EB/AN:WBCOBB:TP

APPROVED BY EB/AN:WBCOBB

EA/PHL - MR. WILLNER

CAB - MR. HORNEMAN

EB/TT - MR. MEADOWS

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R 172021Z JAN 75

FM SECSTATE WASHDC

TO AMEMBASSY MANILA

C O N F I D E N T I A L STATE 011886

E.O. 11652: GDS

TAGS: EAIR, RP

SUBJECT: CIVAIR - PAN AM CARGO PERMIT

REF: STATE 10473; MANILA 707

1. IN CONFIRMATION ARNOLD-MEADOWS TELCON JANUARY 17, EMBASSY IS REQUESTED TO ADVISE GOP OFFICIALS THAT WE CONSIDER THAT THE ARRANGEMENTS UNDER WHICH THE MEMO OF CONSULTATION WAS SIGNED TO HAVE BEEN BREACHED BY THE PICAB'S FAILURE TO EXTEND PAN AM'S PERMIT AFTER NOVEMBER 15. WE BELIEVE THIS ISSUE IS COMPLETELY SEPARATE FROM THE ALLEGED ENFORCEMENT CASE AGAINST PAN AM JUST AS IT IS SEPARATE FROM THE ENFORCEMENT CASE AT SAN FRANCISCO WITH RESPECT TO PAL. SO LONG AS PICAB FAILS TO RESTORE OPERATING AUTHORITY WHICH PAN AM ENJOYED AT THE TIME THE MEMO WAS SIGNED, USG IS BEING PUT IN A POSITION LEADING TO CORRESPONDING ACTION, I.E., IMPOSE RESTRICTIONS ON PAL'S OPERATING AUTHORITY. EXACT NATURE OF APPROPRIATE RESTRICTIONS PRESENTLY BEING STUDIED BY CAB STAFF.

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2. WITH RESPECT TO SETTLEMENT OF PAL ENFORCEMENT CASE
EMBASSY SHOULD URGE PHIL OFFICIALS AND PAL MANAGEMENT
TO MAKE COMPROMISE SETTLEMENT OFFER. CAB CONTINUES TO
BE PREPARED REACH NEGOTIATED RESOLUTION OF THIS ISSUE.

THE IMPORTANT FIRST STEP IS TO MAKE AN OFFER EITHER
THROUGH PAL'S ATTORNEY TO US DISTRICT ATTORNEY IN
SAN FRANCISCO OR TO CAB THROUGH BUREAU OF ENFORCEMENT
STAFF. OFFER THROUGH EMBASSY CHANNELS CANNOT BE
EFFECTIVELY ACTED UPON.

3. REGARDING INFORMAL PHIL SUGGESTION THAT GUAM RIGHTS
MIGHT BE EXCHANGED FOR FULL COMMERCIAL CARGO RIGHTS FOR
PAN AM, EMBASSY SHOULD TAKE POSITION THAT PHIL ACCESS
TO GUAM IS AMONG SUBJECTS WHICH PHILS CAN RAISE WHEN
NEGOTIATIONS RESUME. HOWEVER, USG FRANKLY DOES NOT SEE
ANY BASIS TO PURSUE NEGOTIATIONS FURTHER SO LONG AS
STATUS QUO EXISTING BETWEEN AUGUST 10 AND NOVEMBER 15 IS
NOT RESTORED. KISSINGER

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Message Attributes

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Draft Date: 17 JAN 1975
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: ElyME
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
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Document Unique ID: 00
Drafter: WBCOBB:TP
Enclosure: n/a
Executive Order: GS
Errors: N/A
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Handling Restrictions: n/a
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